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COMMISSION

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BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 ) MUR 6421  
Dan Benishek; Benishek for Congress )  
and Joseph A. Shubat, in his official )  
capacity as treasurer; Steven P. Zurcher; )  
St. George Glass and Window Co., Inc. )

CERTIFICATION

I, Shelley E. Garr, recording secretary for the Federal Election Commission executive session on June 14, 2011, do hereby certify that the Commission decided by a vote of 6-0, on an amended pre-meeting tally, to take the following actions in MUR 6421:

1. Find reason to believe that Dan Benishek violated 2 U.S.C. §§ 439a(c)(2), 441b and 11 C.F.R. §§ 100.93(c)(2) and 113.5(b).
2. Find reason to believe that Benishek for Congress and Joseph A. Shubat, in his official capacity as treasurer, violated 2 U.S.C. §§ 439a(c)(2), 441b and 11 C.F.R. § 113.5(b).
3. Find reason to believe that St. George Glass and Window Co., Inc., violated 2 U.S.C. § 441b.
4. Find reason to believe that Steven P. Zurcher violated 2 U.S.C. § 441b.
5. Approve the Factual and Legal Analyses as recommended in the First General Counsel's Report dated March 15, 2011 and, on an informational basis, the Office of General Counsel will circulate the Factual and Legal Analyses with additional citations to accurately reflect where the video was found.
6. Authorize the use of compulsory process as to all respondents and witnesses in this matter, including the issuance of appropriate interrogatories, document subpoenas, and deposition subpoenas, as necessary.
7. Approve the appropriate letters.

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Commissioners Bauerly, Hunter, McGahn II, Petersen, Walther, and Weintraub voted affirmatively for the decision.

Attest:

6/16/11  
Date

Shelley E. Garr  
Shelley E. Garr  
Deputy Secretary of the Commission

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